

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

ALBERTO OVALLE,

Plaintiff,

v.

**UNITED RENTALS
(NORTH AMERICA), INC.,**

Defendant.

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**CIVIL ACTION
NO. 2:18-cv-00211-D-BR**

**PLAINTIFF'S OBJECTIONS TO DEFENDANT UNITED RENTALS (NORTH
AMERICA), INC.'S DEPOSITION DESIGNATIONS**

TO THE HONORABLE JUDGE OF SAID COURT:

Pursuant to the Court's Order, Plaintiff Alberto Ovalle makes and files the following
Objections to Defendant United Rentals (North America) Inc.'s Deposition Designations:

1. Michael Karabanoff

Page/Line	Objection(s)	Sustained	Overruled
23:11-23:22	Incomplete response		
25:1-5	Incomplete response		
36:3-4	No answer is designated		
64:24-65:4	Request paragraphs 64:17-19, 21-23 be added under the rule of optional completeness.		
82:19-83:9	The designated testimony is irrelevant under 402 since there are no allegations or evidence related to government regulations. The testimony is misleading because it implies compliance with government regulations.		
158:10-17	Request that 158:2-9 be added under the rule of optional completeness.		
168:21-24	Request that 167:1-168:20 be added under the rule of optional completeness		
174:14-26	The exchange has no context and is misleading and confusing under Rule 403. It also brings up workers compensation which is		

Page/Line	Objection(s)	Sustained	Overruled
	prejudicial and misleading under Rule 403 since workers compensation inapplicable.		
191:17-25	This portion is misleading under Rule 403 without context. It does not state why performance was unsatisfactory in the designation. At a minimum, include 192:3-193:3 under the rule of optional completeness.		

2. Bret Errington, MD

Page/Line	Objection(s)	Sustained	Overruled
79:14-80:14	This testimony is irrelevant, prejudicial, and misleading and should be excluded under 402 and 403. It implies that these problems caused his foot drop, but there is no evidence to suggest this is more likely than not true.		
82:17-83:4	This testimony is irrelevant. Plaintiff is not claiming damages for swelling in his hands.		
84:7-87:8	This testimony is irrelevant. Discusses medical problems that are not at issue in the litigation.		

3. Art Silva

Page/Line	Objection(s)	Sustained	Overruled
64:1 -15	The designation is misleading and should be excluded under FRCE 403. Implies Mr. Ovalle created a trip hazard with a tool and there is no evidence of this		

Respectfully submitted,

WILLIAMS HART BOUNDAS EASTERBY, LLP

By: /s/ Cesar Tavares _____

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above and foregoing documents has been E-Served upon all counsel of record on this 26th day of February 2021.

/s/ Cesar Tavares _____

Cesar Tavares